

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office FEB 6 1970

Returned to applicant for correction FEB 18 1970

Corrected application filed MAR 17 1970

Map filed FEB 10 1970 under 25459

The applicant SILVER KING MINES, INCORPORATED
of 385 Murry Street, County of Ely,

State of Nevada 89301, hereby make application for permission to appropriate the public

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-

tion; if a copartnership or association, give names of members.)

Incorporated in the State of Nevada on May 7, 1962

1. The source of the proposed appropriation is Cottonwood Spring
Name of stream, lake or other source.

2. The amount of water applied for is 1.0 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet _____ acre-feet

3. The water to be used for Mining, Milling and Domestic Uses
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) _____

(b) Stockwater (state number and kinds of animals to be watered) _____

(c) Other use (describe fully under "No. 11. Remarks") _____

(d) Power:

(1) Horsepower developed _____ is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 24 T. 6 N., R. 49 $\frac{1}{2}$ E.

(2) Point of return of water to stream M.D.B.&M., or at a point from which the NE cor.
of Sec. 24, T. 6 N., R. 49 $\frac{1}{2}$ E., M.D.B.&M., bears N. 33° 42' W., 907.7 feet.

5. The water is to be diverted from its source at the following point: in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 23

T. 6 N., R. 49 $\frac{1}{2}$ E., M.D.B.&M., or at a point from which the NE Cor.
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

of Sec. 24, T. 6 N., R. 49 $\frac{1}{2}$ E., M.D.B.&M., bears N. 74° 34' 26" E.,
it should be stated. 6,949.96 feet.

6. Place of use is to be in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 24, T. 6 N., R. 49 $\frac{1}{2}$ E.,
Describe by legal subdivision, if on unsurveyed land it should be so stated.

M.D.B.&M., all within the Tybo townsite.

7. Use will begin about January 1st and end about December 31st, of each year.
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans

and specifications of your diversion or storage works.) The water will be diverted by

means of a 2 inch I.D. Plastic Pipeline buried 1.0 feet underground.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$1,000.00.....
10. Estimated time required to construct works.....3 years.....
11. Remarks This water from Cottonwood Spring will be connected in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 23, T. 6 N., R. 49 $\frac{1}{2}$ E., M.D.B.&M., by a pipeline from Townsite Spring & Coke Oven Spring. These pipelines will follow the Natural Drainage to the above described place of use within the Tybo Townsite.

Applicant Silver King Mines, Inc.

By S/ Roger C. Banghart
P. O. Box 538
Ely, Nevada 89301

Compared jlb/jls jw/sb
Pro. 5/21/70 by Silver Mining, Smelting &
Refining Corp. of Nev.

APPROVAL OF STATE ENGINEER
Pro. overruled 8-11-70 Ruling 1752

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source. It is understood that the 1.0 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second.

Actual construction work shall begin on or before March 25, 1971

Proof of commencement of work shall be filed before April 25, 1971

Work must be prosecuted with reasonable diligence and be completed on or before March 25, 1972

Proof of completion of work shall be filed before April 25, 1972

Application of water to beneficial use shall be made on or before March 25, 1975

Proof of the application of water to beneficial use shall be filed on or before April 25, 1975

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed May 6, 1971

Completion of work filed MAR 22 1972

Proof of beneficial use filed APR 23 1973

Cultural map filed

Certificate No. 8626 Issued 11-14-75

Recorded Bk. Page

County Recorder

IN TESTIMONY WHEREOF, I Roland D. Westergard,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 25th day of September

A.D. 1970

Roland D. Westergard
State Engineer